IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 14TH DECEMBER 2006 / 23RD AGRAHAYANA 1928

WP(C).No. 31493 of 2006(Y)

PETITIONER:

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1. BEENA ROY M.,
   THARAVELI, AVALOOKKUNNU P.O., SOUTH ARYAD,
   ALAPPUZHA. (RANK NO.1293)

2. REMANAN G.O.,
   OLIAPPURATHU, K.K.PURAM P.O., CHERTHALA.
   (RANK NO.1294)

3. SHAJIMON K.,
   UMMASSERIL, MANNANCHERRY P.O., ALAPPUZHA.
   (RANK NO.1295)

4. JAYARAJAN K.,
   KOTTAKKARAN HOUSE, P.O.KOZHUMMAL,
   (VIA) KARIVELLUR. (RANK NO.1301)

5. BAIJU K.P.,
   KANDATTUPATTIL HOUSE, KALAVAMKODOM P.O.,
   CHERTHALA. (RANK NO.1303)

6. PRAMOD K.,
   KOTHAVATTATH HOUSE, THURAVOOR P.O.,
   CHERTHALA. (RANK NO.1305)

7. SHIJU A.S.,
   ERUMASSERIL, PATTANAKKADU P.O., CHERTHALA.
   (RANK NO.1309)

8. RAJANEESH P.S.,
   VISAKH, ARAYOOR P.O., AMARAVILA (VIA),
   THIRUVANANTHAPURAM. (RANK NO.1317)

9. PRAMEEL KUMAR,
   PRAKRITHI, S.N.PURAM P.O., CHERTHALA,
   ALAPPUZHA. (RANK NO.1330)

10. VINU T.D.,
    THOTTATHUSSERI, CHARAMANGALAM, MUHAMMA P.O.,
    ALAPPUZHA. (RANK NO.1361)

11. C.N.DINESAN,
    THEKKECHONADIL HOUSE, VALAMANGALAM SOUTH,

THURAVOOR P.O., ALAPPUZHA. (RANK NO.1363)

12. ASOK KUMAR R.,
KIZHAKKEVELIYIL, SOUTH ARYAD, ALAPPUZHA.
(RANK NO.1369)

13. UDAYA KUMAR N.G.,
NAMBICHIRAYIL, VETTAKKAL P.O., CHERTHALA,
ALAPPUZHA. (RANK NO.1378)

14. NISHA C.K.,
NIVARTHIL HOUSE, VETTACKAL P.O.,
CHERTHALA. (RANK NO.1379).

15. GOPAKUMAR P.,
KAMMAMKUDI VILAKATHU PUTHEN VEEDU, PORANNOOR,
PLAMOOTTUKADA P.O., AMARAVILA (VIA),
THIRUVANANTHAPURAM DISTRICT. (RANK NO.1382)

16. BAIJU P.C.,
CHACKALATHUVELI, PATTANAKKADU P.O.,
CHERTHALA. (RANK NO.1405)

17. RAJESH KUMAR P.P.,
PUTHEN PARAMBIL, MAYITHARA P.O.,
CHERTHALA. (RANK NO.1409)

18. JOLY ANTONY,
VADAKKETHARA HOUSE, THURAVOOR P.O.,
ALAPPUZHA. (RANK NO.1417)

19. BIJU M.S.,
MUTTATHUPARAMBIL, THURAVOOR P.O.,
CHERTHALA. (RANK NO.1421)

20. YUBI N.J.,
NEDUNGAYIL HOUSE, VETTACKAL P.O.,
CHERTHALA. (RANK NO.LC - 1434)

21. BINIMOL S.,
MUTTATHUPARAMBIL HOUSE, THURAVOOR P.O.,
CHERTHALA. (RANK NO.1439)

22. ABDUL NAZAR,
AYYAMBRATH HOUSE, VADACODE P.O., KAIPADAMUGAL,
ERNAKULAM. (RANK NO.1465)

23. V.K.BABU,
VYPITHARA HOUSE, CHERAI P.O.
(RANK NO.43 SUPPLEMENTARY LIST-SC)

24. SURAYA M.,
POKKANAMURI HOUSE, P.O.PALLURUTHY,
KOCHI-6, (RANK NO.1 SUPPLEMENTARY LIST-MUSLIM)

25. SALIM V.M.,
VALPARAMBIL HOUSE, PATTIMATTOM P.O.,

ERNAKULAM DISTRICT.
(RANK NO.2 SUPPLEMENTARY LIST - MUSLIM)

26. SAINABA K.A.,
KUNNUMPURATHU HOUSE, MADAKKATHANAM P.O.,
ACHANKAVALA, ERNAKULAM DIST.
(RANK NO.9 SUPPLEMENTARY - MUSLIM)

27. XAVIER V.J.,
VACHAKKAL HOUSE, COMPANYPADI,
SOUTH CHELLANAM P.O., KOCHI-8.
(RANK NO.5 SUPPLEMENTARY LIST-LC)

BY ADV. SRI.O.D.SIVADAS

RESPONDENTS:
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1. THE MANAGING DIRECTOR,
KERALA WATER AUTHORITY, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER,
KERALA WATER AUTHORITY, CENTRAL CIRCLE,
ERNAKULAM.

3. THE DISTRICT OFFICER,
KERALA PUBLIC SERVICE COMMISSION, ERNAKULAM.

4. THE KERALA PUBLIC SERVICE COMMISSION,
REPRESENTED BY ITS SECRETARY, PATTOM,
THIRUVANANTHAPURAM.

R1 & 2 BY SC SHRI. J. KRISHNAKUMAR
R3 & 4 BY SC SHRI. P.C.SASIDHARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K. DENESAN, J.

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W.P.(C) No.31493 OF 2006 Y
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Dated this the 14th December, 2006

J U D G M E N T

The main prayer made in this writ petition against the respondent-Water Authority is that vacancy shall be reported by the Authority for direct recruitment of last grade servants from the rank list published by the Public Service Commission. The P.S.C. has to advise candidates from the list prepared by it for appointment of last grade servants in various departments under the Government or from the list published by it for appointment of last grade servants in the Boards, Companies, Authorities, etc. under the Government, as notified. The Water Authority cannot abdicate its functions by not reporting the vacancies to the P.S.C, properly.

2. The pleadings in the writ petition do not clearly furnish the exact number of vacancies of last grade servants as sanctioned by the competent authority and reportable to the P.S.C. for direct recruitment. However, the respondent-Authority shall assess the number of vacancies to be reported to the P.S.C. and

appropriate measures taken, as expeditiously as possible. Vacancies thus assessed and found reportable shall be reported to the P.S.C. for appointment of last grade servants under the Authority within two weeks on the petitioner producing a copy of the judgment before the respondent-Authority. The P.S.C. shall take appropriate action as ordained by the rules and regulations on the subject.

K.K. DENESAN
JUDGE

jan/